IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.SASIDHARAN NAMBIAR

THURSDAY, THE 21ST DECEMBER 2006 / 30TH AGRAHAYANA 1928

WP(C).No. 34378 of 2006(P)

PETITIONER:

K.A.KANAKAMMA, AGED 75, W/O. LATE A.NARAYANA PILLAI, XV/362, ELOOR PANCHAYATH , VADAKKUMANA DEVI VILASAM, MANJUMMAL KARA, ELOOR VILLAGE, PARAVUR TALUK, ERNAKULAM DISTRICT.

BY ADV. SRI.DINESH R.SHENOY

RESPONDENTS:
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1. **JINI, AGED ABOUT 30, D/O. RADHAKRISHNAN NAIR, ALUKKA HOUSE, KUNNUKARA VILLAGE, PARAVUR TALUK, ERNAKULAM DISTRICT.**

2. **RADHAKRISHNAN NAIR, ALUKKA HOUSE, KUNNUKARA VILLAGE TALUK, ERNAKULAM DISTRICT.**

BY

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 21/12 /2006 , THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

M.SASIDHARAN NAMBIAR, J.

W.P.C.NO.34378 OF 2006 (P)

Dated this the 21 th day of December, 2006.

JUDGMENT

Petitioner is the plaintiff in O.S.532/06 on the file of Sub Court, North Paravur. First respondent is the defendant. She is the daughter-in-law of petitioner. Second respondent is her father. The suit was filed for a decree for permanent prohibitory injunction against first respondent. Petitioner filed I.A.4021/06, an application under Order XXXIX Rule 1 of Code of Civil Procedure. According to petitioner because of contentions in the plaint that the first respondent is behaving in a chaotic manner, petitioner was compelled to file an application to appoint a next friend to first respondent and second respondent was impleaded. Case of petitioner was that learned Munsiff is not passing any order in I.A.4021/06, inspite of the prayer of the counsel appearing for petitioner. Learned Sub Judge, North Paravur is directed to pass appropriate order in I.A.4021/06, as expeditiously as possible.

M.SASIDHARAN NAMBIAR,
JUDGE.

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